

## Declaration and Power of Attorney for Patent Application

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name(s) before I am the original, first and sole inventor of and for which a patent is sought on the invention entitled: VIRTUAL CLUSTERING AND LOAD BALANCING SERVERS  
the specification of which (check



Is attached hereto.

was filed on \_\_\_\_\_ as Application Serial No. \_\_\_\_\_ and was amended on \_\_\_\_\_

I hereby state that: I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or invention certificate listed below and have also identified below any foreign application for patent or invention certificate having a filing date before that of this application on which priority is claimed:

### Prior Foreign Application(s):

Number	Country	Day/Month/Year	Priority Claimed
NONE			

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §113, I acknowledge the duty to disclose information material to the patentability of this application as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior application and the national or PCT International filing date of this application:

### Prior U.S. Applications:

Serial No.	Filing Date	Status
NONE		

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**Power of Attorney:** As a named inventor, I hereby appoint David L. Adair, Reg. No. 29,604, John R. Dwyer, Reg. No. 43,001, Arthur J. Samodowicz, Reg. No. 31,297, William E. Servenator, Reg. No. 53,569, William H. Steinberg, Reg. No. 28,540, John K. Crockett, Reg. No. 36,083, Joseph P. Petruccelli, Reg. No. 38,995, John E. Noel, Reg. No. 26,279, Christopher A. Hughes, Reg. No. 26,914, Joseph C. Redmond, Jr., Reg. No. 18,752, Andrew M. Calderon, Reg. No. 38,050, S. Luke Anderson, Reg. No. 44,507, Randall H. Cherry, Reg. No. 57,556, Scott A. Feltner, Reg. No. 47,588, Charles J. Gross, Reg. No. 52,972, Scott J. Hawranek, Reg. No. 52,471, Michael M. (pseud.), Reg. No. 57,805, Jonathan D. Link, Reg. No. 41,548, Philip D. Lane, Reg. No. 41,140, Richard S. Meyer, Reg. No. 32,541, Paul Chan, Park, Reg. No. 50,114, Mark J. Young, Reg. No. 38,436 as attorneys and/or agents to prosecute this application and conduct all business in the Patent and Trademark Office connected therewith. All correspondence should be directed to McGuireWoods LLP, 7730 Tysons Boulevard, Suite 1800, McLean, Virginia, 22102. Phone calls should be directed to McGuireWoods LLP at (703) 712-5000.

(1)

Inventor: George A. Orenstein

Signature: George A. Orenstein

1/13/2004

Date

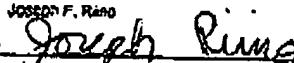
Residence: 199 NYS RT. 388, Endicott, NY 13760

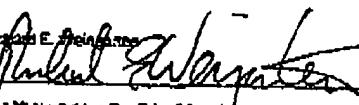
Citizenship: USA

Post Office Address: Same as above

(SOLE INVENTOR)  
Art. Doc#: EN0920020141

(2) Inventor: Dennis H. Riedel  
Signature:  11/13/2004  
Residence: 231 S. 9th Street, Broomfield, CO 80617  
Citizenship: USA  
Post Office Address: Same as above

(3) Inventor: Joseph F. Rino  
Signature:  11/13/2004  
Residence: 29 El Dorado Dr., Wayne, NJ 07470  
Citizenship: USA  
Post Office Address: Same as above

(4) Inventor: Richard E. Steinbrenner  
Signature:  1/14/2004  
Residence: 1133 Northridge Dr., Erie, CO 80518  
Citizenship: USA  
Post Office Address: Same as above

705b 27, Code of Federal Regulations, 5 1.50

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith toward the Patent and Trademark Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and (1) it establishes, by itself or in combination with other information, a prima facie case of unpatentability; or (2) it refutes, or is in consistent with, a position the applicant takes in (3) opposing an argument of unpatentability relied on by the Office, or (4) asserting an infringement of patentability.

100M1383339.1

## Declaration and Power of Attorney for Patent Application

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My residence, post office address and citizenship are as stated below next to my name; I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: VIRTUAL CLUSTERING AND LOAD BALANCING SERVERS

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is attached hereto.  
 was filed on \_\_\_\_\_ as Application Serial No. \_\_\_\_\_ and was amended on \_\_\_\_\_.

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(1) Inventor: Gordan G. Greenlee

Signature: \_\_\_\_\_ Date \_\_\_\_\_

Residence: 199 NYS RT. 38B, Endicott, NY 13760

Citizenship: USA

Post Office Address: Same as above

(2) Inventor: Dennis Hartel

Signature: \_\_\_\_\_ Date \_\_\_\_\_

Residence: 551 S. 9<sup>th</sup> Street, Berthoud, CO 80513

Citizenship: USA

Post Office Address: Same as above

(3) Inventor: Joseph F. Riina

Signature: \_\_\_\_\_ Date \_\_\_\_\_

Residence: 20 El Dorado Dr., Wayne, NJ 07470

Citizenship: USA

Post Office Address: Same as above

(4) Inventor: Richard E. Weingarten

Signature: \_\_\_\_\_ Date \_\_\_\_\_

Residence: 1133 Northridge Dr., Erie, CO 80516

Citizenship: USA

Post Office Address: Same as above

\*Title 37, Code of Federal Regulations, § 1.56:

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